I hereby certify that this correspondence is being filed via EFS-Web with the United States Patent and Trademark Office on September 21, 2010

Attorney Docket No.: 018158-018610US Client Ref. No.: VX-1137 US

TOWNSEND and TOWNSEND and CREW LLP

By: /Sherry Soares/ Sherry Soares

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

LAWRENCE W. STARK (deceased) et al.

Application No.: 10/006,992

Filed: December 6, 2001

For: DIRECT WAVEFRONT-BASED CORNEAL ABLATION TREATMENT

PROGRAM

Customer No.: 73517

Confirmation No. 1090

Examiner: Shay, David M.

Supervisor: Henry Johnson

Technology Center/Art Unit: 3769

"SPECIAL" APPLICATION

REQUEST TO WITHDAW FINALITY OF OFFICE ACTION

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RESPONSE TO REQUEST FOR INFORMATION

AMENDMENT UNDER 37 CFR 1.116 EXPEDITED PROCEDURE EXAMINING GROUP 3769

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Commissioner:

In response to the final Office Action mailed July 21, 2010, please enter the following amendments and remarks:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.

Exhibit 1 and Appendices A-N are attached following page 12 of this paper.